GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

STARRED QUESTION NO:637
ANSWERED ON:06.05.2003
SUGGESTIONS OF LAW COMMISSION
RAM TAHAL CHOUDHARY

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the Law Commission has given some suggestions regarding the rape and child abuse;

(b) if so, the details thereof; and

(c) the action proposed to be taken by the Government in this regard?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI I.D. SWAMI)

(a) to (c): A statement is laid on the Table of the House.

STATEMENT REFERRED TO IN THE REPLY PARTS (a) TO (c) OF THE LOK SABHA STARRED QUESTION NO. 637 06.05.2003 REGARDING SUGGESTIONS OF LAW COMMISSION BY SHRI RAM TAHAL CHAUDHARY, M.P.

The Law Commission in its 172nd Report has recommended changes for widening scope of the offence in section 375 of the Indian Penal Code, 1860 and to make it gender neutral. Other changes recommended include amendment to sections 376 and 376 A to 376 D , insertion of a new section 376 E dealing with unlawful sexual contact with young persons below the age of sixteen years, deletion of section 377 and enhancement of punishment in section 509 of Indian Penal Code, 1860. The law Commission of India have also recommended various consequential changes in the Code of Criminal Procedure, 1973 and the Indian Evidence Act, 1872.

The 172nd Report of the Law Commission has been referred to State Governments and Union Territory Administrations for their views as the Criminal Law and the Criminal Procedure are on the Concurrent List of the Seventh Schedule to the Constitution of India.